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In Re Applic	ation of:	) `
Scott et al.		) I hereby certify that this correspondence ) is being deposited with the United States  Part of Service as first class mail in an
Serial No.: 09/900,355		<ul> <li>Postal Service as first class mail in an</li> <li>envelope addressed to:</li> <li>Commissioner for Patents, P.O. Box,1450,</li> </ul>
Filed: July 6, 2001		Alexandria, VA 22313-1450, on <u>9///64</u>
-	ed Medicaments For Chemotherapeutic ment Of Disease	E) Somon Wallace
Examiner:	J. Epps	Date: September 1, 2004
Art Unit:	1635	)

## **INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.97, Applicant hereby calls the Examiner's attention to documents listed on the attached form PTO/SB/08A which documents may be material to the examination of this application. A copy of each reference is included herewith. These references were recently cited in an EPO application corresponding to the present application.

No interference should be drawn that any apparatus disclosed is equivalent to the subject invention.

The citation of the above discussed documents is not to be construed as an assertion that more pertinent art could not possibly be in existence. Citation of any document herein is not to be construed as an admission that any subject matter disclosed in the document is necessarily within the inventive field of endeavor, that any disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that any disclosure is otherwise necessarily prior art with respect to the instant invention.

Applicant also respectfully reserves the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosure of those documents discussed herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

Please charge our deposit account no. 50-1039 for any fee for this IDS.

Respectfully submitted,

Dated: August 3/2004

Mark J. Murphy

Registration No. 34,225

COOK, ALEX, McFARRON, MANZO, CUMMINGS & MEHLER, LTD. 200 West Adams Street, Suite 2850 Chicago, Illinois 60606 (312) 236-8500

I hereby-certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: the Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 1,2004 PTO/SB/08A (08-03) hannon Wallace Approved for use through 07/31/2006. OMB 0651-0031 wolval U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449/PTO Application Number 09/900,355 Filing Date July 6, 2001 INFORMATION DISCLOSURE 0 7 200 First Named Inventor Dees et al. STATEMENT BY APPLICANT Art Unit 1635 (Use as many sheets as necessary) **Examiner Name** J. Epps PHO-122 Attorney Docket Number

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages,C olumns, Lines, Where Relevant Passages or Relevant Figures Appear
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		FOREI	GN PATENT DOCL	IMENTS		
Examiner Initials*	Cite No.1	Foreign PatentD ocument	Publication Date	Name of Patentee or Applicant of Cited Document	Pages,C olumns, Lines, Where Relevant Passages Or Relevant Figures Appear	6
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Of Relevant Figures Appear	<u> </u>
	1	EP 0 175 617 A	03-26-1986	Cytogen Corp		
	2	WO 00/25665	05-11-2000	Photogen, Inc.		
	3	WO 01/72301 A1	10/04/2001	Photogen, Inc.		
	4	WO 01/76595 A1	10/18/2001	Photogen, Inc.		

Examiner	Date	
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TRADE OStitute for form 1449/PTO the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known **Application Number** 09/900,355 INFORMATION DISCLOSURE **Filing Date** July 6, 2001 STATEMENT BY APPLICANT **First Named Inventor** Dees et al. Art Unit 1635 (Use as many sheets as necessary) **Examiner Name** J. Epps Attorney Docket Number Sheet 2 PHO-122 of

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
	5	European Search Report dated April 21, 2004 for EP 01 95 4627			
Examiner	7	Date			

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